

**INGRASSIA FISHER & LORENZ, P.C.**

7150 E. CAMELBACK, SUITE 325

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**RECEIVED****CENTRAL FAX CENTER****MAY 10 2005****FACSIMILE TRANSMITTAL SHEET**

TO:	FROM:
Shay, Dvid M., Examiner	Vincent B. Ingrassia, Reg. No. 25,732
COMPANY:	DATE:
USPTO	MAY 10, 2005
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
703-872-9306	19
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
703-308-4357	P775 CON 2 (009.1009X1C2)
RE:	RECIPIENT'S REFERENCE NUMBER:
Petition for Revival Amendment	10/010,911

URGENT

FOR REVIEW

PLEASE COMMENT

PLEASE REPLY

PLEASE RECYCLE

NOTES/COMMENTS:

**→ URGENT - This is a copy of the Petition submitted July 13, 2004. Please expedite.****EXAMINING GROUP ART UNIT 3739  
FORMAL COMMUNICATION  
INTENDED FOR ENTRY****FAX RECEIVED  
MAY 19 2005  
GROUP 3700**

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA U.S. POSTAL SERVICE. THANK YOU.



\* \* \* Transmission Result Report (MemoryTX) ( Jul. 13. 2004 2:31PM ) \* \* \*

1) INGRASSIA FISHER & LORENZ PC  
2)

Date/Time: Jul. 13. 2004 2:27PM

File No.	Mode	Destination	Pg(s)	Result	Page Not Sent
2862	Memory TX	17038729306	P. 16	OK	

Reason for error

5. 1) Hang up or line fail  
5. 3) No answer

E. 2) Busy

E. 2) Buy  
E. 4) No faceimile connection

INGRASSIA FISHER & LORENZ, P.C.

7150 E. CAMELBACK, SUITE 525  
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**PACSWER TRANSMITTAL SHEET**

title <u>Slag, David M., Executive</u> COMPANY <u>USPTO</u> FAX NUMBER <u>703-674-9306</u> PHONE NUMBER <u>703-298-4557</u>	PR006 <u>Vicki B. Higgins, Reg. No. 25,733</u> DATE <u>JULY 13, 2004</u> TOTAL NO. OF DEBTS INCLUDING CREDIT <u>15</u> SECURED DEBTS (CREDIT) <u>275 CEN 2 (002-100933) C2</u> UNSECURED DEBTS (CREDIT)
Signature for Revlon! <u>Amendments</u>	<u>10/04/91</u>

URGENT      FOR EDITOR      PLEASE COMMENT      PLEASE REPLY      PLEASE REPLY

**2017-2018**

**EXAMINING GROUP ART UNIT 5739**  
**FORMAL COMMUNICATION**  
**INTENDED FOR ENTRY**

THIS MESSAGE IS FORWARDED ONLY FOR THE USE OF THE INFORMATION ON WHICH IT IS BASED, AND MAY CONTAIN INFORMATION THAT IS UNCLASSIFIED, CONFIDENTIAL OR EXCLUDED FROM DISCLOSURE UNDER EXECUTIVE ORDER. IF THE SUBJECT OF THE MESSAGE IS NOT AN INFORMATION SUBJECT, OR THE MESSAGE IS ABOUT ANOTHER INFORMATION SUBJECT, YOU MAY DISCLOSE THIS MESSAGE TO THE APPROPRIATE AGENCY, BUT YOU MUST NOT DISCLOSE ANY INFORMATION THAT, IN ANY MANNER, COULD BE USED TO IDENTIFY OR LOCATE ANY INFORMATION SUBJECT OR ANY OTHER PERSON OR ENTITY. IF YOU HAVE ANY QUESTIONS OR COMMENTS, PLEASE NOTIFY US BY TELEPHONE AND E-MAIL OR BY MAIL TO THE ABOVE ADDRESS VIA AIR MAIL. STRICTLY CONFIDENTIAL

**INGRASSIA FISHER & LORENZ, P.C.**

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JUL 17 11:12:46

**FACSIMILE TRANSMITTAL SHEET**

TO:	FROM:
Shay, David M., Examiner	Vincent B. Ingrassia, Reg. No. 25,732
COMPANY:	DATE:
USPTO	JULY 13, 2004
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
703-872-9306	16
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RE:	RECIPIENT'S REFERENCE NUMBER:
Petition for Revival Amendment	10/010,911

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**EXAMINING GROUP ART UNIT 3739  
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PTO/SB/21 (08-03)

Approved for use through 08/30/2003, OMB 0861-0031


U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	10/010,911
		Filing Date	11/20/2001
		First Named Inventor	Victor I. Chornenky
		Art Unit	3739
		Examiner Name	Shay, David M.
Total Number of Pages in This Submission	15	Attorney Docket Number	P775 CON 3 (009.1008X1C2)


ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawings(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition for Revival <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Vincent B. Ingrassia, Reg. No. 25,732		
Signature			
Date	7/13/05		

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Type or printed name	Vincent B. Ingrassia		
Signature		Date	7/13/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. SEND FEES OR COMPLETED FORMS TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2004

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$1,330.00)

## Complete if Known

Application Number 10/010,911  
 Filing Date 11/20/2001  
 First Named Inventor Victor I. Chomenky  
 Examiner Name Shay, David M.  
 Art Unit 3739  
 Attorney Docket No. P775 CON 2 (009.1008X1C2)

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account

Deposit Account Number 50-2091  
 Deposit Account Name Ingrassia Fisher & Lorenz, P.C.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		Extra Claims		Fee from below	Fee Paid
Independent	Dependent	20**	30**		
		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	18.00	
		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	88.00	
Multiple Dependent					

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	85	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	88	2204	43	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

\*\* or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	215	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	280	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	1,330
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Sheet	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$1330.00)

## SUBMITTED BY

Name (Print/Type) Vincent B. Ingrassia Registration No. 25,732 Telephone (480) 385-5060  
 Signature [Signature] Date 7/13/04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-788-9199) and select option 2.

Appl. No. 10/010,911

Reply to Office Action of June 14, 2004

UTILITY PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/010,911 Confirmation No. 6127  
Applicant : Victor I. Chornenky  
Filed : 11/20/2001  
Title : DEVICE FOR DELIVERING LOCALIZED X-RAY  
RADIATION TO AN INTERIOR OF A BODY AND METHOD OF  
MANUFACTURE  
TC/A.U. : 3739  
Examiner : Shay, David M.  
Docket No. : P775 CON 3 (009.1009X1C2)  
Customer No. : 29,906

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MAY 10 2005

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9996.

on 7/13/04 Signature: Vincent A. Ingrassia

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This amendment is in response to the Office Action dated April 1, 2003. Please amend the above-identified application as follows:

Appl. No. 10/010,911

Reply to Office Action of June 14, 2004

**Amendments to the Claims** are reflected in the listing of claims that begins on page 3 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.